/434,779

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Sievert et al.

Examiner:

C. Kent

ial No.:

08/434,779

Group Art Unit:

1305

Filed:

May 4, 1995

Docket No.:

3616.85US02

Title:

COMPOSITE MASONRY BLOCK

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on August

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted after the mailing date of a first Office Action on-the-merits, but before the mailing date of a final action under 37 C.F.R. § 1.113, and before the mailing date of the Notice of Allowance under 37 C.F.R. § 1.311.

No certification (fee due).

Enclosed is a check in the amount of \$220.00 under 37 C.F.R. § 1.17(p) for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98 (4) (2)04/5 copy, of each 220.00 CK document or other information listed on the enclosed Form 1449 is provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

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Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialled by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725 .

MERCHANT, GOULD, SMITH, EDELL, WELTER & SCHMIDT, P.A. 3100 Norwest Center 90 South Seventh Street Minneapolis, MN 55402 (612) 332-5300

John Jy Gresens

Keg. No. 33,112

JJG:jae